

**APPENDIX**

Signed by Governor  
(March 5, 1985)

H.C.R. 46  
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Sent to Governor  
(March 6, 1985)

S.B. 2  
S.B. 166  
S.B. 306

**THIRTY-THIRD DAY**  
(Thursday, March 7, 1985)

The Senate met at 11:00 o'clock a.m., pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Barrientos, Blake, Brooks, Brown, Caperton, Edwards, Farabee, Harris, Henderson, Howard, Jones, Kothmann, Krier, Leedom, Lyon, McFarland, Mauzy, Montford, Parker, Parmer, Santiesteban, Sarpalius, Sharp, Sims, Traeger, Truan, Uribe, Washington, Whitmire, Williams.

Absent-excused: Glasgow.

A quorum was announced present.

Senator John Leedom offered the invocation as follows:

Dear Heavenly Father, we come together again to deliberate and decide upon those things that are so important to the people of Texas. We pray that as we do this we again realize that there are many alternatives and many approaches, and that we approach this always with understanding and desire that Your will be what we be about. We pray that our relationships, one to another, will always be ones that will bring about the type of decisions You have us do. And as we leave this weekend and go home with our families and wherever, watch over and guide and bless us, and guard us in Christ's Name. Amen.

On motion of Senator Brooks and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

**LEAVE OF ABSENCE**

Senator Glasgow was granted leave of absence for today on account of important business on motion of Senator Edwards.

**REPORTS OF STANDING COMMITTEES**

Senator Santiesteban submitted the following report for the Committee on Natural Resources:

S.B. 481  
S.B. 291  
C.S.S.B. 577  
C.S.S.C.R. 32

Senator Farabee submitted the following report for the Committee on State Affairs:

S.B. 501  
C.S.S.B. 586  
C.S.S.B. 22  
C.S.S.B. 514  
C.S.S.B. 587  
C.S.S.B. 189  
C.S.S.C.R. 43  
C.S.S.J.R. 23  
C.S.S.B. 16

Senator Traeger submitted the following report for the Committee on Intergovernmental Relations:

S.B. 446  
S.B. 426  
S.B. 368  
S.B. 546  
S.B. 549  
S.B. 443

Senator Howard submitted the following report for the Committee on Nominations:

We, your Committee on Nominations, to which were referred the attached appointments, have had same under consideration, and beg to report them back to the Senate for final consideration.

To be Members of the STATE BOARD OF EDUCATION: Mary Helen Berlanga, Nueces County; Jon Brumley, Tarrant County; Rebecca Canning, McLennan County; Emmett J. Conrad, Dallas County; Carolyn Honea Crawford, Jefferson County; Charles W. Duncan, Jr., Harris County; Paul C. Dunn, Hockley County; Maria Elena A. Flood, El Paso County; William V. McBride, Bexar County; Geraldine Miller, Dallas County; Pete Morales, Jr., Medina County; John Mack Prescott, Brazos County; Katherine Percy Raines, Johnson County; Jack Strong, Gregg County.

**SENATE BILLS AND RESOLUTIONS ON FIRST READING**

The President announced that the first reading and referral of Senate bills would conclude today's session.

## MESSAGE FROM THE HOUSE

House Chamber  
March 7, 1985

HONORABLE W. P. HOBBY  
PRESIDENT OF THE SENATE

SIR: I am directed by the House to inform the Senate that the House has passed the following:

**S.B. 80**, Relating to the supplemental compensation of the judges of the district courts having jurisdiction in Taylor County.

**H.B. 10**, Relating to the continued effect of laws relating to the interception and use of wire and oral communication.

The House has granted the request of the Senate for the appointment of a Conference Committee on **S.B. 33**: Messer, Chairman; McKenna, Saunders, Wright, Danburg.

**H.C.R. 61**, Congratulating the Odessa Permian High School Panther football team.

**H.C.R. 62**, Honoring the Salesian Sisters of the Mary Help of Christians School in Laredo.

**H.C.R. 71**, Honoring Wesley K. Summers, superintendent of the Bryan Independent School District.

**H.C.R. 77**, In memory of Patrick Martin Maloney.

**H.C.R. 80**, In memory of former State Representative Bill D. Wood.

**S.C.R. 42**, In memory of Gilbert T. Adams of Beaumont.

Respectfully,

BETTY MURRAY, Chief Clerk  
House of Representatives

(Senator Parker in Chair)

## MESSAGE FROM THE GOVERNOR

The following Message from the Governor was read and was referred to the Committee on Nominations:

Austin, Texas  
March 6, 1985

TO THE SENATE OF THE SIXTY-NINTH LEGISLATURE,  
REGULAR SESSION:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

TO BE A MEMBER OF COMMISSION ON UNIFORM STATE LAWS:

For a term to expire September 30, 1990:

MR. PETER K. MUNSON  
123 South Travis  
Sherman, Texas 75090

(Mr. Munson is replacing Mr. James A. Showers of Hillsboro, Hill County, Texas whose term expired.)

**TO BE A PUBLIC MEMBER OF THE TEXAS ADVISORY COMMISSION ON INTERGOVERNMENTAL RELATIONS:**

For a term to expire September 1, 1989:

JAMES D. DANNENBAUM

3908 Del Monte

Houston, Texas 77019

(Mr. Dannenbaum is being reappointed.)

**TO BE A MEMBER OF THE LOWER COLORADO RIVER AUTHORITY:**

For a term to expire February 1, 1991:

JACK B. MILLER

502 West Commerce

San Saba, Texas 76877

(Mr. Miller is replacing Mr. Thomas H. Dean of Cherokee, San Saba County, Texas, whose term expired.)

**TO BE A MEMBER OF THE STATE BOARD OF PLUMBING EXAMINERS:**

For a term to expire September 5, 1989:

RONALD GENE GOODNIGHT

P. O. Box 276

Killeen, Texas 76540

(Mr. Goodnight is replacing Mr. J. P. Franzen of Carrollton, Dallas County, Texas whose term expired.)

Respectfully submitted,

/s/Mark White

Governor of Texas

(President in Chair)

**SENATE RESOLUTION 170**

Senator Parker moved to suspend Senate rules 70b and 14.2 to consider S.R. 170 at this time.

The motion prevailed by the following vote: Yeas 24, Nays 5.

Yeas: Barrientos, Blake, Brooks, Brown, Farabee, Harris, Henderson, Howard, Jones, Kothmann, Krier, Leedom, Lyon, McFarland, Mauzy, Montford, Parker, Sarpalius, Sharp, Sims, Traeger, Truan, Whitmire, Williams.

Nays: Caperton, Edwards, Parmer, Uribe, Washington.

Absent: Santiesteban.

Absent-excused: Glasgow.

WHEREAS, In view of the fact that the current State Board of Education rule regarding suspension from extracurricular activities would suspend students from participation, practice, and performance in extracurricular activities for a period of six weeks upon failure to maintain a grade of 70 or above in every academic class; and

WHEREAS, The result of this regulation may be that students are losing their incentive to improve their academic studies and it was never the intent of the Legislature to discourage academic excellence; and

WHEREAS, A more positive approach to encourage students to prioritize their academic studies above extracurricular activities might be more successful in achieving these goals and more in keeping with legislative intent; and

WHEREAS, The current statute does not specify the period of suspension but rather refers to a grade reporting period; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 69th Legislature, hereby direct the State Board of Education to revise the proposed definition of a grade reporting period as it relates to extracurricular activities to reflect a week-by-week reporting period for students; and, be it further

RESOLVED, That the Texas Senate direct the State Board of Education to develop rules that would prevent this requirement from being an additional burden on school teachers.

The resolution was read and was adopted by the following vote: Yeas 24, Nays 5.

Yeas: Barrientos, Blake, Brooks, Brown, Farabee, Harris, Henderson, Howard, Jones, Kothmann, Krier, Leedom, Lyon, McFarland, Mauzy, Montford, Parker, Sarpalius, Sharp, Sims, Traeger, Truan, Whitmire, Williams.

Nays: Caperton, Edwards, Parmer, Uribe, Washington.

Absent: Santiesteban.

Absent-excused: Glasgow.

#### **GUESTS PRESENTED**

Senator Leedom was recognized and introduced Dr. John B. Landress of Garland, the Capitol Physician for the Day.

Dr. Landress was accompanied by his grandson Brent, acting as a Senate Page today.

The Senate expressed their appreciation to Dr. Landress.

#### **BILL SIGNED**

The President announced the signing in the presence of the Senate, after the caption had been read, the following enrolled bill:

#### **S.B. 78**

#### **MESSAGE FROM THE SECRETARY OF STATE**

The following Message from the Secretary of State was read and was referred to the Committee on Jurisprudence:

**STATE OF TEXAS  
OFFICE OF THE SECRETARY OF STATE  
AUSTIN, TEXAS 78711**

**February 21, 1985**

Honorable William P. Hobby  
Lieutenant Governor  
State Capitol Building  
Austin, Texas 78711

Dear Governor Hobby:

Please find enclosed a corrected copy of Page 3 of the Supreme Court's Order of December 19, 1984 adopting amendments to the Texas Rules of Civil Procedure. Three lines from the bottom between the words "appearance" and "motion" the word "or" was erroneously omitted. This document was filed in this office on February 13, 1985. In accordance with the provisions of Tex. Rev. Civ. Stat. Ann.

art. 1731a, I hereby respectfully request that this document be presented to the Regular Session of the 69th Legislature.

Thank you for your assistance.

Sincerely,

/s/Myra A. McDaniel  
Secretary of State

### **NOTICE OF CONSIDERATION OF NOMINATIONS**

Senator Howard gave notice that he would on Monday, March 11, 1985, at the conclusion of Morning Call submit to the Senate for consideration nominations to agencies, boards and commissions of the State.

### **SENATE BILL 646 REREFERRED**

On motion of Senator Farabee and by unanimous consent, **S.B. 646** was withdrawn from the Committee on State Affairs and rereferred to the Committee on Education.

### **SENATE JOINT RESOLUTION 15 ON SECOND READING**

On motion of Senator Edwards and by unanimous consent, the regular order of business, Senate Rule 89 and all other necessary rules were suspended to take up for consideration at this time on its second reading and passage to engrossment:

**S.J.R. 15**, Proposing a constitutional amendment relating to the apportionment of the value of railroad rolling stock among counties for purposes of property taxation.

The resolution was read second time and was passed to engrossment.

### **SENATE JOINT RESOLUTION 15 ON THIRD READING**

Senator Edwards moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.J.R. 15** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Washington.

Absent-excused: Glasgow.

The resolution was read third time and was passed by the following vote: Yeas 30, Nays 0.

Absent-excused: Glasgow.

### **COMMITTEE SUBSTITUTE SENATE BILL 197 ON SECOND READING**

On motion of Senator Parmer and by unanimous consent, the regular order of business, Senate Rule 89 and all other necessary rules were suspended to take up for consideration at this time on its second reading and passage to engrossment:

**C.S.S.B. 197**, Relating to the regulation of the care and treatment of animals in boarding or riding stables and to licensing of operators of certain stables; providing for allocation of fees and other funds; providing a penalty.

The bill was read second time.

Senator Lyon offered the following amendment to the bill:

Amend **C.S.S.B. 197** by striking the word "boarding" on page one, line 17 and substituting therefor the words "care and maintenance."

The amendment was read and was adopted.

On motion of Senator Parmer and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

#### **COMMITTEE SUBSTITUTE SENATE BILL 197 ON THIRD READING**

Senator Parmer moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **C.S.S.B. 197** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Washington.

Absent-excused: Glasgow.

The bill was read third time and was passed.

#### **SENATE BILL 261 ON SECOND READING**

On motion of Senator Caperton and by unanimous consent, the regular order of business, Senate Rule 89 and all other necessary rules were suspended to take up for consideration at this time on its second reading and passage to engrossment:

**S.B. 261**, Relating to the continuation, membership, operation, and powers and duties of the Board for Lease of University Lands and to requirements under certain leases issued by the Board of Regents of The University of Texas System.

The bill was read second time.

Senator Caperton offered the following amendment to the bill:

Amend **S.B. 261** as follows:

(1) Delete the words “, and one member of the general public” where they appear on page 1, lines 24 and 25 of the committee printing.

(2) Amend Subsection (b) of SECTION 8 to read as follows:

“(b) A member of the Texas A&M University System Board of Regents shall be appointed to the board as soon as possible after the effective date of this Act for a term expiring February 1, 1987.”

The amendment was read and was adopted.

On motion of Senator Caperton and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

#### **SENATE BILL 261 ON THIRD READING**

Senator Caperton moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 261** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Washington.

Absent-excused: Glasgow.

The bill was read third time and was passed.

**COMMITTEE SUBSTITUTE SENATE BILL 358 ON SECOND READING**

On motion of Senator Brown and by unanimous consent, the regular order of business, Senate Rule 89 and all other necessary rules were suspended to take up for consideration at this time on its second reading and passage to engrossment:

**C.S.S.B. 358**, Relating to the authority of the Texas Department of Health to investigate an employee or prospective employee of a nursing home or custodial care home, and to the offense of unauthorized disclosure of criminal records; providing a penalty.

The bill was read second time and was passed to engrossment.

**COMMITTEE SUBSTITUTE SENATE BILL 358 ON THIRD READING**

Senator Brown moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **C.S.S.B. 358** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Washington.

Absent-excused: Glasgow.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0.

Absent-excused: Glasgow.

**COMMITTEE SUBSTITUTE SENATE BILL 6 ON SECOND READING**

On motion of Senator Parker and by unanimous consent, the regular order of business, Senate Rule 89 and all other necessary rules were suspended to take up for consideration at this time on its second reading and passage to engrossment:

**C.S.S.B. 6**, Relating to the composition of the board of directors of the Texas Housing Agency and to the housing functions of the Texas Housing Agency and the Texas Department of Community Affairs.

The bill was read second time and was passed to engrossment.

**COMMITTEE SUBSTITUTE SENATE BILL 6 ON THIRD READING**

Senator Parker moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **C.S.S.B. 6** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Washington.

Absent-excused: Glasgow.

The bill was read third time and was passed.

**SENATE BILL 405 ON SECOND READING**

On motion of Senator Edwards and by unanimous consent, the regular order of business, Senate Rule 89 and all other necessary rules were suspended to take up for consideration at this time on its second reading and passage to engrossment:

**S.B. 405**, Relating to the eligibility requirements for public defenders.

The bill was read second time and was passed to engrossment.



**SENATE BILL 405 ON THIRD READING**

Senator Edwards moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 405** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Washington.

Absent-excused: Glasgow.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0.

Absent-excused: Glasgow.

**SENATE BILL 568 ON SECOND READING**

On motion of Senator Edwards and by unanimous consent, the regular order of business, Senate Rule 89 and all other necessary rules were suspended to take up for consideration at this time on its second reading and passage to engrossment:

**S.B. 568**, Relating to the inclusion of Texas State Technical Institute among the institutions eligible to benefit from an existing appropriation for purchased utilities.

The bill was read second time and was passed to engrossment.

**SENATE BILL 568 ON THIRD READING**

Senator Edwards moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 568** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Washington.

Absent-excused: Glasgow.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0.

Absent-excused: Glasgow.

**MOTION TO ADJOURN**

On motion of Senator Brooks, the Senate at 11:55 o'clock a.m. agreed to adjourn, upon the completion of first reading and referral of bills and resolutions, until 11:00 o'clock a.m. Monday, March 11, 1985.

(Senator Krier in Chair)

**SENATE BILLS AND RESOLUTIONS ON FIRST READING**

The following bills and resolutions were introduced, read first time and referred to the Committee indicated:

**S.B. 798** by Mauzy

Jurisprudence

Relating to allowing interest on taxable court costs and compounding of interest annually.

**S.B. 799** by Mauzy

Jurisprudence

Involving prevention of injuries and assignment of rejected risks; providing for payment of claims of insolvent insurers; amending Article 5.76 of the Insurance Code.

**S.B. 800** by Caperton State Affairs  
Relating to the civil jurisdiction of county courts and justice courts; amending Articles 1949 and 2385, Revised Statutes, as amended.

**S.B. 801** by Caperton Intergovernmental Relations  
Relating to the compensation and office of the county attorney of Robertson County and to the application of the Professional Prosecutors Act to certain prosecuting attorneys.

**S.B. 802** by Williams Intergovernmental Relations  
Relating to the taking of competitive bids and the issuance of certificates of obligation by cities and counties.

**S.B. 803** by Leedom State Affairs  
Relating to the cost of bedding stamps and the reporting frequency for exemption holders; amending Chapter 7, Page 376, General Laws, Acts of the 46th Legislature, Regular Session, 1939, as amended (Article 4476a, Vernon's Texas Civil Statutes).

**S.B. 804** by Traeger Intergovernmental Relations  
Relating to the adoption of the Southern Growth Policies Agreement.

**S.B. 805** by Traeger State Affairs  
Relating to the nonsubstantive codification of various laws omitted from enacted codes, to conforming codes to Acts of the 68th Legislature, and to the manner in which codes are cited.

**S.B. 806** by Brooks Health and Human Resources  
Relating to financial procedures of hospitals.

**S.B. 807** by Traeger Intergovernmental Relations  
Relating to the procedures governing purchases made by counties.

**S.B. 808** by Sharp, Caperton Education  
Relating to the levy, collection, and use of a junior college branch campus maintenance and capital expenditure tax.

**S.B. 809** by Traeger Finance  
Relating to the requirements that an organization must meet to qualify as a charitable organization exempt from property taxation.

**S.B. 810** by Caperton Education  
Relating to the Commission on Standards and Professional Practices for the Teaching Profession; revising Subchapters B and D, Chapter 13, Education Code, as amended.

**S.B. 811** by Blake State Affairs  
Relating to the authority of legislative agencies to make agreements among themselves.

**S.B. 812** by Blake State Affairs  
Relating to certain legislative records, communications, information, advice, and opinions.

**S.B. 813** by Blake State Affairs  
Relating to adoption of a nonsubstantive revision of the statutes relating to the legislative branch of government.

**S.B. 814** by Lyon Economic Development  
Relating to health insurance for public school retirees.

**S.B. 815** by Traeger Finance  
Relating to the imposition, administration, collection, and civil and criminal enforcement of, and the allocation and use of revenue from, a local option county vehicle fuel tax.

**S.B. 816** by Glasgow Economic Development  
Defining the phrase “air conditioning maintenance work” in the Air Conditioning Contractor License Law; and declaring an emergency.

**S.B. 817** by Glasgow Economic Development  
Relating to a licensee’s duty to respond to inquiries of the State Board of Insurance.

**S.B. 818** by Glasgow Economic Development  
Relating to sources of payment for violations of trade practices in the business of insurance.

**S.B. 819** by Uribe Health and Human Resources  
Relating to the practice of podiatry.

**S.B. 820** by Farabee State Affairs  
Relating to the definition of the terms “motor carrier” and “contract carrier”; amending Subsection (1), Section 1a, Chapter 314, Acts of the 41st Legislature, Regular Session, 1929 (Article 911b, Vernon’s Texas Civil Statutes).

**S.B. 821** by Farabee Education  
Relating to the authority of school trustees to serve for the remainder of their terms in a transition to election of trustees from single-member districts.

**S.B. 822** by Parker State Affairs  
Relating to toilet facilities and the provision of sanitary drinking water on railroad trains.

**S.B. 823** by Montford Natural Resources  
Relating to closing public water to the taking of aquatic life for sale or for human consumption; providing a penalty.

**S.B. 824** by Montford State Affairs  
Relating to the application of the open records law to records maintained and information collected by a prosecutor’s office.

**S.B. 825** by Parker State Affairs  
Relating to authorized investments for a portion of the veterans land fund, the permanent university fund, the teachers retirement system, the employees retirement system, the Texas county and district statewide retirement system, and the Texas municipal statewide retirement system; and declaring an emergency.

**S.B. 826** by McFarland Intergovernmental Relations  
Relating to the establishment, powers, duties, administration, and dissolution of subregional transportation authorities in certain cities.

**S.B. 827** by Uribe, Traeger Education  
Relating to the creation of a higher education consortium for the coordination of allied health and nursing education resources in South Texas.

**S.B. 828** by Montford, Barrientos, Blake, Natural Resources  
Brooks, Caperton, Edwards, Farabee, Glasgow, Harris, Henderson, Krier, McFarland, Mauzy, Parker, Parmer, Santiesteban, Sarpalius, Sharp, Truan, Uribe, Whitmire, Williams  
Relating to the periodic review and termination of river authorities under the Texas Sunset Act.

- S.B. 829** by Lyon State Affairs  
Relating to the authority of a city or county to contract with certain local officers or state agencies to assist in the enforcement of outstanding warrants of arrest for the failure to appear or pay a fine on a complaint involving certain traffic offenses.
- S.B. 830** by Traeger Intergovernmental Relations  
Relating to the validation of the adoption of a charter, elections, annexations and governmental proceedings of municipalities.
- S.B. 831** by Whitmire Jurisprudence  
Relating to remarriage after divorce.
- S.B. 832** by Whitmire Jurisprudence  
Relating to certain procedures in suits affecting the parent-child relationship.
- S.B. 833** by Caperton State Affairs  
Relating to the schedule for the review and abolition of state agencies under the Texas Sunset Act.
- S.B. 834** by Sharp Health and Human Resources  
Relating to certain administrative procedures used by the State Board of Dental Examiners in considering complaints presented to the board.
- S.B. 835** by Sharp State Affairs  
Relating to the definition of public records and public information; amending Section 2, Chapter 424, Acts of the 63rd Legislature, Regular Session, 1973 (Article 6252-17a, Vernon's Texas Civil Statutes).
- S.B. 836** by McFarland Economic Development  
Relating to competitive bidding on contracts for the construction of permanent improvements at institutions of higher education; amending section 51.907 of the Texas Education Code; and declaring an emergency.
- S.B. 837** by Traeger Economic Development  
Amending Section 4(d), Article 3.50-3, Texas Insurance Code relating to authority to self-insure group insurance for state college and university employees; and declaring an emergency.
- S.B. 838** by Traeger Finance  
Relating to the creation, administration, and use of the waste disposal fee fund and the reimbursement of the state from that fund.
- S.B. 839** by Barrientos State Affairs  
Repealing Chapter 155, Acts of the 60th Legislature, Regular Session, 1967; and declaring an emergency.
- S.B. 840** by Barrientos Education  
Relating to the establishment of a Center for Technology Development and Transfer at The University of Texas at Austin; and declaring an emergency.
- S.B. 841** by Farabee Criminal Justice  
Relating to remanding a case for a new trial limited to the issue of punishment in the case.
- S.B. 842** by Farabee Criminal Justice  
Relating to administrative revocation of paroles, mandatory supervision, or conditional pardon of releasees convicted of a felony offense involving a penal sentence for an act committed while on administrative release and to conditional right to be heard; amending Section 22, Article 42.12, Code of Criminal Procedure, 1965, as amended.

- S.B. 843** by Farabee Jurisprudence  
Relating to determination of percentage of fault and limitation of liability.
- S.B. 844** by Farabee State Affairs  
Relating to a medical advisory board within the Texas Department of Health to assist the Texas Department of Public Safety division of driver's licensing; revising Section 21A, Chapter 173, Acts of the 47th Legislature, Regular Session, 1941, as amended (Article 6687b, Vernon's Texas Civil Statutes).
- S.B. 845** by Farabee Criminal Justice  
Relating to matters to be reflected in judgments, to certain prescribed uses of copies of judgments, and to the requirement of a uniform judgment form; amending the Code of Criminal Procedure, as amended, by amending Section 1 of and adding Section 4 to Article 42.01 and amending Section 7 of Article 42.09, as added by Chapter 810, Acts of the 68th Legislature, Regular Session, 1983.
- S.B. 846** by Farabee State Affairs  
Relating to the powers and duties of the child support division in the attorney general's office.
- S.B. 847** by Farabee Finance  
Relating to the payment of hazardous duty pay and longevity pay to law enforcement and certain other employees of various state agencies.
- S.B. 848** by Farabee Criminal Justice  
Relating to increasing probation supervision fees; amending Subsection (a), Section 6a, Article 42.12, and Subsection (a), Section 6a, Article 42.13, Code of Criminal Procedure, 1965, as amended.
- S.B. 849** by Mauzy Intergovernmental Relations  
Relating to the composition of certain courts of appeals.
- S.B. 850** by Mauzy Finance  
Relating to the disposition of certain fees collected by a prosecuting attorney for collecting and processing certain checks and similar sight orders.
- S.B. 851** by Parmer Intergovernmental Relations  
Relating to the creation, administration, operation, and funding of certain emergency communication districts.
- S.B. 852** by McFarland State Affairs  
Relating to allocation of the authority in the state to issue private activity bonds.
- S.B. 853** by Farabee Economic Development  
Relating to self-insurance by certain savings and loan associations.
- S.B. 854** by Parker Criminal Justice  
Relating to adoption of a nonsubstantive revision of miscellaneous statutes relating to criminal procedure.
- S.B. 855** by Edwards State Affairs  
Relating to certain traffic offenses committed by persons at least 14 years of age and not more than 16 years of age.
- S.B. 856** by Mauzy Jurisprudence  
Relating to the investigation by the Governor's Office of requests for extradition of Texas residents to another state.
- S.B. 857** by Sarpalius State Affairs  
Relating to the regulation by the Railroad Commission of Texas of persons transporting certain sugar products.

- S.B. 858** by Sarpalius State Affairs  
Relating to litter abatement; providing penalties.
- S.B. 859** by Sarpalius State Affairs  
Relating to rewards for reporting littering on or near public highways.
- S.B. 860** by Parmer Economic Development  
Relating to electric utility energy efficiency programs and incentives, penalties for new inefficient load, and the authority and duties of the Public Utility Commission of Texas.
- S.B. 861** by Sarpalius Health and Human Resources  
Relating to the provision of Medicaid assistance to persons receiving care from a hospice.
- S.B. 862** by Sarpalius Intergovernmental Relations  
Relating to the authority of counties, on a local option basis, to abolish the office of inspector of hides and animals.
- S.B. 863** by Sarpalius Natural Resources  
Relating to inclusion of certain projects for maintenance and enhancement of water quality under state water assistance and water development programs.
- S.B. 864** by Sarpalius State Affairs  
Relating to application of weight, width, and size regulations to the movement of lift equipment motor vehicles on public highways.
- S.B. 865** by Sarpalius Education  
Relating to testing of public school teachers and administrators and to the career ladder for teachers.
- S.B. 866** by Mauzy, Brooks Health and Human Resources  
Relating to the regulation of optometrists.
- S.B. 867** by Mauzy Jurisprudence  
Relating to interest on settlements involving certain kinds of insurance.
- S.B. 868** by Mauzy Intergovernmental Relations  
Relating to the employees covered by a civil service system in certain counties.
- S.B. 869** by Krier Jurisprudence  
Relating to the prevention of family violence and the duties of law enforcement officers, prosecutors, and courts in family violence cases; providing criminal penalties for the violation of certain court orders.
- S.B. 870** by Krier Jurisprudence  
Relating to temporary court orders relating to residence of a spouse, to the duration of protective orders, and to attorney's fees in family violence cases.
- S.B. 871** by Parker Health and Human Resources  
Relating to providing educational services for persons with diabetes and to providing continuing education for health care professionals who serve persons with diabetes.
- S.B. 872** by Parker Intergovernmental Relations  
Relating to the application of the Professional Prosecutors Act to certain prosecuting attorneys.
- S.B. 873** by Glasgow State Affairs  
Relating to the sale of certain items on a consecutive Saturday and Sunday.

- S.B. 874** by Brooks Health and Human Resources  
Relating to peer assistance programs for registered nurses.
- S.B. 875** by Brooks Health and Human Resources  
Relating to the regulation of nursing home administrators.
- S.B. 876** by Brooks Health and Human Resources  
Relating to the provision of and eligibility for kidney health care services.
- S.B. 877** by Brooks State Affairs  
Relating to the compulsory inspection of motor vehicles and fees collected for the inspection.
- S.B. 878** by Brooks State Affairs  
Relating to the officers who are authorized to enforce weight limits for motor vehicles.
- S.B. 879** by Brooks Health and Human Resources  
Relating to peer assistance programs for professionals impaired by chemical dependency or mental illness.
- S.B. 881** by Montford Education  
Relating to notice of nonrenewal of a teacher's term contract.
- S.B. 882** by Montford Education  
Relating to the period during which a school district may offer summer programs for children of limited English proficiency.
- S.B. 883** by Montford Criminal Justice  
Relating to impeaching the credibility of a witness in a criminal case.
- S.B. 884** by Montford, Harris Education  
Relating to the eminent domain authority of the Board of Regents of The University of Texas System; and declaring an emergency.
- S.B. 885** by Montford Intergovernmental Relations  
Relating to the information required for certain subdivision plats.
- S.B. 886** by Montford Criminal Justice  
Relating to creating the offense of the improper manufacture, sale, procurement, or alteration of an identification document.
- S.B. 887** by Montford Intergovernmental Relations  
Relating to the employment and duties of a county librarian.
- S.B. 888** by Montford Criminal Justice  
Relating to revising the Penal Code provisions applicable to organized crime, including the definitions, elements, penalties, punishment, statute of limitations, and related procedures applicable to offenses involving organized crime, including the creation of new offenses involving the collection of an unlawful debt or the commission of multiple acts of criminal activity and designated as organized crime offenses; providing for the forfeiture of certain property in connection with organized crime, and for procedures related to that forfeiture; providing for injunctive and other relief in cases of organized crime; providing penalties.
- S.B. 889** by Montford Criminal Justice  
Relating to the creation of criminal offenses for using or investing income from organized crime or the collection of an unlawful debt and for acquiring, maintaining, or conducting an enterprise through organized crime or the collection of an unlawful debt; providing investigative, injunctive, and forfeiture procedures and civil liability relating to those offenses; and revising procedures relating to the forfeiture of certain contraband.

**S.B. 890** by Uribe Education  
Relating to maintaining records on the attendance of public school students.

**S.B. 891** by Krier Intergovernmental Relations  
Relating to certain fees and the authority of commissioners courts to set such fees in counties having a population in excess of 950,000 but less than 1,500,000 and excluding any county with a city of more than 1,000,000 population.

**S.B. 892** by Sharp Natural Resources  
Relating to jurisdiction over violations of laws, rules, ordinances, and regulations of certain navigation districts.

**S.B. 893** by Henderson Intergovernmental Relations  
Relating to amending Section 26(b), state Firemen's and Policemen's Civil Service Act (Article 1269m, Vernon's Texas Civil Statutes), to repeal the requirement that cities of 1,500,000 or more population pay the full amount of a fireman's or policeman's salary for the period of his accumulated sick leave, without limitation, upon his death, termination or retirement.

**S.B. 894** by Uribe Health and Human Resources  
Relating to a program to furnish oral health services to eligible individuals; and declaring an emergency.

**S.J.R. 30** by Glasgow Intergovernmental Relations  
Proposing a constitutional amendment to establish the boundaries of the county seat of Denton County and to validate governmental acts and proceedings required to be performed within that county seat.

**S.J.R. 31** by Parker State Affairs  
Proposing a constitutional amendment to authorize broadened investment authority for certain veteran and university funds.

**S.J.R. 32** by Parker Intergovernmental Relations  
Proposing a constitutional amendment to repeal the authorization for creation of a hospital district in a specified portion of Jefferson County.

**S.J.R. 33** by Glasgow State Affairs  
Proposing a constitutional amendment relating to statutory revision and to the requirement that each bill have a title expressing the subject of the bill.

**S.C.R. 66** by Blake Intergovernmental Relations  
Proclaiming the *Dasyus novemcinctus mexicanus*, or the nine-banded armadillo, as the official state wildlife mammal of the State of Texas.

#### HOUSE BILLS ON FIRST READING

The following bills received from the House were read the first time and referred to the Committee indicated:

**H.B. 18**, To Committee on Intergovernmental Relations.

**H.B. 271**, To Committee on State Affairs.

**H.B. 339**, To Committee on Intergovernmental Relations.

**H.B. 665**, To Committee on Natural Resources.

#### MEMORIAL RESOLUTIONS

**H.C.R. 77** - (Lyon): Memorial resolution for Patrick Martin Maloney.

**S.R. 171** - By Parmer: Memorial resolution for Jack Douglas.



**WELCOME AND CONGRATULATORY RESOLUTIONS**

**H.C.R. 61** - (Montford): Extending congratulations to the Odessa Permian High School Panther football team.

**H.C.R. 62** - (Traeger): Honoring the Salesian Sisters of the Mary Help of Christians School in Laredo.

**H.C.R. 71** - (Caperton): Honoring Wesley K. Summers.

**S.C.R. 67** - By Leedom: Declaring March 17, 1985, an official Irish holiday in Texas.

**S.C.R. 68** - By Krier: Expressing appreciation to Senator John Goodwin Tower.

**S.R. 168** - By Leedom: Commending Brent Byron Belvin.

**S.R. 169** - By Glasgow: Expressing pride in Alexandria's Ragtime Band, the Texas Woman's University Choraliers, Rainbow Connection, and the Oveta Culp Hobby Army ROTC.

**ADJOURNMENT**

Senator Krier announced the Senate at 12:13 o'clock p.m., in accordance with a motion previously adopted, adjourned until 11:00 o'clock a.m. Monday, March 11, 1985.

**THIRTY-FOURTH DAY**

(Monday, March 11, 1985)

The Senate met at 11:00 o'clock a.m., pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Barrientos, Blake, Brooks, Brown, Caperton, Edwards, Farabee, Glasgow, Harris, Henderson, Howard, Jones, Kothmann, Krier, Leedom, Lyon, McFarland, Mauzy, Montford, Parker, Parmer, Santiesteban, Sarpalius, Sharp, Sims, Traeger, Truan, Uribe, Washington, Whitmire, Williams.

A quorum was announced present.

Senator Chet Brooks offered the invocation as follows:

Almighty God, we thank Thee for the many rich blessings in our lives and the opportunity to come together and meet and to govern ourselves through this legislative body. Give us strength and wisdom and courage to do what is right and to do Thy will. Amen.

On motion of Senator Brooks and by unanimous consent, the reading of the Journal of the proceedings of Thursday, March 7, 1985, was dispensed with and the Journal was approved.

**HOUSE BILL ON FIRST READING**

The following bill received from the House was read the first time and referred to the Committee indicated:

**H.B. 10**, To Committee on Criminal Justice.